

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT DELAWARE**

In re:

YELLOW CORPORATION, *et al.*,¹

Debtors.

)
) Chapter 11
)

)
) Case No. 23-11069 (CTG)
)

)
) (Jointly Administered)
)

**ORDER APPROVING THE JOINT
STIPULATION BY AND AMONG THE DEBTORS
AND PACCAR FINANCIAL CORP. (I) GRANTING RELIEF FROM
THE AUTOMATIC STAY AND (II) REJECTING CERTAIN LEASE AGREEMENTS**

Upon consideration of the filed *Certification of Counsel Regarding Joint Stipulation By and Among the Debtors and PACCAR Financial Corp. (I) Granting Relief from the Automatic Stay and (II) Rejecting Certain Lease Agreements* (the “Certification of Counsel”) and of the *Joint Stipulation By and Among the Debtors and PACCAR Financial Corp. (I) Granting Relief from the Automatic Stay and (II) Rejecting Certain Lease Agreements* (the “Stipulation”),² by and between the above-captioned debtors and debtors in possession (collectively, the “Debtors”) and *PACCAR Financial Corp.* (“PACCAR” and together with the Debtors, the “Parties”), attached to this order (this “Order”) as **Exhibit 1**; and the district court having jurisdiction under 28 U.S.C. § 1334, which was referred to this Court under 28 U.S.C. § 157 pursuant to the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012; and this Court having found it may enter a final order consistent with Article III of the United

¹ A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ claims and noticing agent at <https://dm.epiq11.com/YellowCorporation>. The location of Debtors’ principal place of business and the Debtors’ service address in these chapter 11 cases is: 11500 Outlook Street, Suite 400, Overland Park, Kansas 66211.

² Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Stipulation.

States Constitution; and this Court having found that venue of this proceeding and the Stipulation in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having reviewed the Stipulation; and this Court having determined that the legal and factual bases set forth in the Stipulation establish just cause for the relief granted herein; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, it is HEREBY ORDERED THAT:

1. The Stipulation is approved.
2. The Stipulation shall be effective immediately upon entry of this Order.
3. The automatic stay imposed by section 362 of the Bankruptcy Code is hereby modified solely for the purpose of permitting PACCAR, its agents or assigns to retrieve and take possession of the Equipment from any of the Debtors' owned premises, from any other location leased by the Debtors, or from any other location where the Equipment may be located, to dispose of the Equipment, and, to the extent required under the Lease Agreement or applicable law, to apply the proceeds of said disposition to Debtors' indebtedness under the Lease Agreement, all without further notice or order of the Court.
4. To the extent necessary, the Lease Agreement (including the Master Lease and all related Lease Schedules) is hereby deemed rejected as of the date of entry of this Order.
5. Any PACCAR claim for rejection damages shall constitute a prepetition general unsecured claim in the Debtors' chapter 11 cases and PACCAR shall be required to file a proof of claim by the date set forth in an applicable order by the Court setting forth a bar date for the filing of proofs of claim or as otherwise set forth in a confirmed chapter 11 plan.
6. PACCAR shall not seek to recover as an administrative claim in these cases any costs, fees (including attorneys' fees), expenses or charges associated with taking possession of

the Equipment or otherwise entering into and performing under the Stipulation or this Order. Notwithstanding anything contained in the Stipulation or this Order, PACCAR's rights to seek recovery or reimbursement of such fees and costs as a component of any general unsecured rejection damages proof(s) of claim are fully preserved.

7. Notwithstanding Bankruptcy Rule 4001(a)(3), the terms and conditions of this Order are immediately effective and enforceable upon its entry.

8. The Debtors and PACCAR are authorized to take all actions necessary to effectuate the relief granted in this Order and to consummate and implement the terms and provisions of the Stipulation.

9. The Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order and the Stipulation.

Dated: October 5th, 2023
Wilmington, Delaware



CRAIG T. GOLDBLATT
UNITED STATES BANKRUPTCY JUDGE